

MINUTES
**Commission for Mental Health, Developmental Disabilities and
Substance Abuse Services**
Holiday Inn North Raleigh (2805 Highwoods Boulevard)
Raleigh, North Carolina

Wednesday, April 14, 2004

Attending:

Commission Members Present:

Pender McElroy, Chairman, Lois Batton, Patricia Chamings, Laura Coker, Dorothy Crawford, Pearl Finch, Albert Fisher, George Jones, Mary Kelly, Judy Lewis, Martha Macon, Martha Martinat, Emily Moore, Floyd McCullouch, Tom Ryba, Anna Scheyett, Don Stedman, Fredrica Stell, Ann Suggs, Marvin Swartz, Lou Grubb Adkins, Ann Forbes, Ellen Holliman, William Sims, Mazie Fleetwood

Commission Members Absent:

Paul Gulley (unexcused), Raymond Reddrick (unexcused), Bernard Sullivan (unexcused), Tom Ryba (unexcused), Pearl Finch (excused)

DMH/DD/SAS Staff Present:

Mike Moseley, Division Director
Don Willis, Chief, Administrative Support Section
Peggy Balak, Division Affairs Team Leader
Susan Collins, Division Affairs Team
Cindy Kornegay, Division Affairs Team
Alicia Graham, Division Affairs Team

Others Present:

Jack Blackley (DMH/DD/SAS), Leza Wainwright (DMH/DD/SAS), Ann L. Remington (DMH/DD/SAS), Melissa Swartz (Council on Developmental Disabilities), (Chris Phillips DMH/DD/SAS), John Womble (DMH/DD/SAS), Wanda Mitchell (DMH/DD/SAS), Starleen Scott Robbins (DMH/DD/SAS), Marilyn Godette (DMH/DD/SAS), Charles Franklin, (Albemarle MHC), Sammy King, (LIFE, Inc.) Stephanie Alexander (Division of Facility Services), Beth Melcher (NC Science to Service), Michael Mayer (NC Community Support Providers Council) Janet Schanzenbach (NC Council on MH/DD/SA Community Programs), Louise Fisher (Volunteer Advocate for the Mentally Ill), Diane Pomper (AG's Office), Joe Donovan (NAMI), John Crawford (Macon County)

Handouts:

Agenda; Minutes of February 4, 2004 Public Hearing; Minutes of February 4, 2004 Commission Meeting; Minutes of February 2, 2004 Rules Committee Meeting; Proposed Rule Language for Office-Based Opioid Treatment; Proposed Rule Language for SB 926-License Denial, Amendment or Revocation; Comparison of LME Staffing and Cost in Different Size Catchment Areas; Funding in the Reformed System; Service Definitions Questions and Answers; Overview of DMH/DD/SAS Benefit Package & New Service Definitions; Division of MH/DD/SAS Benefit Package

Called To Order

Chairman Pender McElroy called the meeting to order at 9:35 a.m.

Introductions were made by the Commission members, the staff and guests.

Approval of Minutes

Lou Grubb Adkins informed the Commission she attended the February 4, 2004 Public Hearing and Commission Meeting. Don Stedman moved to approve the Minutes of February 4, 2004 meeting adding Ms. Adkins. The motion to approve the Minutes as corrected passed unanimously.

Chairman's Report

Mr. McElroy expressed sympathy of Tony Mulvihill's passing. Dorothy Crawford made a motion to express to the family by card/letter the Commission's sorrow and to collect money for donations for the Alcohol Council's fund. Emily Moore seconded the motion and it passed unanimously. Martha Martinat will collect donations.

Ms. Crawford expressed appreciation for the letter Mr. McElroy sent to the Commission members regarding the meeting of the Secretary and representatives from the Council of Community Programs and the Association of County Commissioners.

Mr. McElroy thanked the Task Force on Housing members and Don Stedman along with Commission members for the work being done on housing.

Mr. McElroy expressed the desire for the Commission to hold one or two meetings a year outside the Raleigh area, perhaps one in the east and one in the west. Mr. McElroy suggested that the staff explore having the August Commission meeting in Asheville. A motion was made, seconded and all approved.

Commission terms will expire on June 30 for many members. Mr. McElroy asked members of the Commission to let Peggy Balak know if they would like to be re-appointed. Ms. Balak will process the information through the Division to the Department and the Governor's Office.

Mr. McElroy announced the resignation of Mansfield Elmore from the Commission.

He thanked the Division staff for the work on the Orientation Manual and asked members to collect their copy before leaving the meeting.

The Coalition issued a statement of position on funding (handout).

Advisory Committee Report

Mr. Stedman opened the Advisory Committee Report by explaining the purpose of the Joint meeting of the Advisory Committee and Task Force on Housing on April 13, 2004. The main purpose and business was for the Task Force on Housing to give its preliminary recommendations to the Advisory Committee. It was not a final report. The joint group reviewed and discussed the 22 preliminary recommendations.

He explained the purpose of the Task Force is to focus on the very complex issue of access for housing. The Task Force has met 5 times in daylong sessions and has been very diligent in their efforts. A list of presenters and the topics discussed will be part of the final report. It is anticipated that the 22 preliminary recommendations will be pared down significantly. A written report will be presented to the Commission on May 11, 2004.

The August 17, 2004 Advisory Committee meeting will focus on work force development .

Rules Committee Report

Anna Scheyett, Committee Co-Chair, stated that the March 17 Rules Committee meeting was very productive.

Ms. Scheyett explained to the Commission the status of the Office-Based Opioid Treatment Rules (10A NCAC 26E .0102; .0104; .0105; .0108 and .0111). These rules had been approved for publication, no comments received and then presented to the Rules Committee and are now being presented to the Commission with a favorable report from the Committee. She walked through all the rules changes.

The Chair accepted the Rules Committee report on this set of rules and asked for discussion. There was a request for clarification of individual practitioners listed in the definition section of the rule. Staff explained that these definitions effect other areas of the rules and specific delineation would have an adverse effect on these other sections. It was suggested that the Rules Committee revisit this issue and ensure that all loopholes are closed.

Ms. Scheyett presented the Licensure Rule (SB 926) 10A NCAC 27G .0405. She explained to the Commission that the rule had been approved for publication, no comments received and were reviewed by the Rules Committee at its March meeting. The Committee moved to forward the rule to the Commission with a favorable report. She walked through the changes in the rule.

Mr. McElroy accepted the Rules Committee report on this set of rules. A report from committee does not require a motion. There was no further discussion and the rule was approved.

An update on the status of the SB 163 rules that do not require action by the Commission was given. These rules have been filed with the Rules Review Commission for final review. The rules as submitted to Rules Review will be included in the next Commission mail out.

Director's Report and Division Update

Mr. McElroy welcomed and introduced the new Division Director, Mike Moseley. Mr. Moseley presented the Director's report. First, he informed the members of his background. He expressed his appreciation of the Commission and Rich Visingardi for his outstanding contribution to our State.

Mr. Moseley talked about the Reform and how it will move forward. He addressed the issues of divestiture, the importance of completing the work on the service definitions and the CAP/MR-DD waiver.

The draft of the work force development plan for staff will be finalized and on web by end of the week. He encouraged the members to make comments.

There was discussion about the important role the Consumer/Family Advisory Committees have in the reform. Members also voiced their concerns about psychiatrists leaving communities.

Funding Local Management Entities

Leza Wainwright gave a presentation on the LME cost mode and the State Fiscal Year 2005 allocation negotiations now underway with each LME. She stated that they are working on establishing rates using a cost projection methodology for services. (Power point handout attached).

The New Services

Starleen Scott Robbins explained the Benefits Package Grid (handout). She walked through the new service definitions (handout). Members discussed the issues of training on the new services and the need for caution as we move from the old service system to the new best practices.

New Business

There was no new business.

Chris Phillips announced the upcoming Community Rights and Empowerment Conference May 14 and 15 at the Sheraton Research Triangle Park. He will send a flyer about the Conference to the Commission members.

There were no further public comments

Adjournment

There being no further business to come before the Commission, the meeting adjourned at 1:50 p.m.

Minutes prepared by Peggy Balak.